

null
Diana T Fritz 06/05/2007 10:40:03 AM From DB/Inbox: Search Results

Cable
Text:

CONFIDENTIAL

SIPDIS
TELEGRAM

February 03, 2003

To: No Action Addressee
Action: Unknown
From: AMEMBASSY ABU DHABI (ABU DHABI 560 - UNKNOWN)
TAGS: ETTC
Captions: None
Subject: POTENTIAL VIOLATIONS OF US EXPORT LAWS AND REGULATIONS
Ref: None

C O N F I D E N T I A L ABU DHABI 00560

SIPDIS
CXABU:
ACTION: ECON
INFO: P/M AMB DCM POL
Laser1:
INFO: FCS

DISSEMINATION: ECON
CHARGE: PROG

APPROVED: CDA: TWILLIAMS
DRAFTED: BIS: MO'BRIEN
CLEARED: ECON: CCRUMPLER FCS: NCHARLES-PARKER

VZCZCADI510
OO RUCPDOC RUEHC RUEHOT RUEHON
DE RUEHAD #0560/01 0341238
ZNY CCCCC ZZH
O 031238Z FEB 03
FM AMEMBASSY ABU DHABI
TO RUCPDOC/USDOC WASHDC IMMEDIATE
RUEHC/SECSTATE WASHDC 8213
RUEHOT/AMEMBASSY OTTAWA 0196
RUEHON/AMCONSUL TORONTO 0039

C O N F I D E N T I A L SECTION 01 OF 02 ABU DHABI 000560

SIPDIS

STATE FOR EB, NEA/ARP AND NEA/RA
COMMERCE 532 PASS TO OEE/INTEL DIV AND NYFO/T. WILLIAMS

NOFORN

E.O. 12958: DECL: 02/01/2013
TAGS: [ETTC](#) [TC](#) [CA](#)
SUBJECT: POTENTIAL VIOLATIONS OF US EXPORT LAWS AND REGULATIONS

1.(U) Classified by Charge D'Affaires Thomas Williams for reasons 1.5
(b) and (d).

2.(C) Summary: Commercial Officer Mary O'Brien received information that U.S. company Criminal Research Products, Inc. has been willfully evading US export regulations by exporting controlled items to Canada for re-export to at least one destination where those items would require a U.S. export license. The New York Field Office of the Office of Export Enforcement has an open investigation on Criminal Research Products, Inc. and the case agent assigned is Tom Williams in NYFO.
End summary.

3.(C/NF) On January 29, Comoff O'Brien met with Mohammed-Hani C. Ali, Sales and Marketing Manager, Giftex Corp., Abu Dhabi, UAE. Mr. Ali had contacted Comoff O'Brien to report that a shipment of fingerprint items he had ordered from Criminal Research Products, Inc. (CRP), 206-218 E. Hector St., Conshohocken PA 19428, had been delayed. He reported that he had attempted on many occasions to contact Dick Richards of CRP to ascertain why the shipment had been delayed and received only one response from Mr. Richards on 12/10/02.

4.(C/NF) Following is a report of Mr. Ali's comments and the facts as revealed by documents in the files of Giftex.

5.(C/NF) Giftex has been purchasing products from CRP since at least 1997. Mr. Ali reported that CRP had never requested that he complete an end-user form for purchases from CRP. Mr. Ali has completed such forms for purchases from other companies in the U.S. and so was familiar with the form. He said Mr. Richards had always assured him it was not necessary. On 10/2/02, Giftex confirmed their order for \$8,276.40 of fingerprint equipment including 4 different kinds of fingerprint powder and various lifters. On 10/29/02, Giftex requested that CRP report the status of this order. On 11/4/02, Dick Richards replied that the order could be supplied by December 10. Beginning 11/16/02, Giftex sent numerous emails requesting a copy of the air waybill for the shipment of the items.

6.(C/NF) Giftex received no response until 12/10/02 when Dick Richards sent an email reading in part as follows:
"Reference is made to your various e-mails, faxes and telephone calls regarding your order.

Due to certain government regulations and restrictions we are having a difficult time in getting this order released for shipment.

When we first quoted to you we did not anticipate any restrictions or regulations would arise however it has, henceforth the reason for the delay.

We are diligently working on this problem and we hope to have it resolved soon."

This information may indicate that CRP's shipment was detained in the U.S. by U.S. Customs for lack of an export license but post has been unable to confirm this.

7.(C/NF) Beginning 12/12/02, Giftex continued to press CRP by e-mail, fax and phone calls for information about when the shipment would arrive. On or about 12/21/02, Giftex personnel had a telephone conversation with Dick Richards of CRP. The content of this telephone call was referred to in an email dated 12/21/02 from Dr. Fouad Aoudi of Giftex which states:

"As we have no other choice but to wait. And based on your confirmation and reconfirmation regarding the supply of products through our several correspondences we have confirmed to our client and gave him assurances to supply on date. As we are under delayed penalty which is equal to 25 percent of the order value up to date. Also I would like to remind you that you confirmed to us, there will be no problem to supply transpassing [sic] the authorities from your side by supplying from [sic] the goods from Canada."

Since that telephone call, Giftex has received no/no communication from CRP regarding this order.

8.(C/NF) While reviewing documents related to previous orders, Comoff O'Brien found an invoice dated 12/12/01 issued by CRP to Giftex for 5 Deluxe LP [Latent Print] Technician Kits #27-275, valued at \$460 each in 3 cartons weighing 129 pounds. Comoff requested to see the inbound documents for this shipment. Mr. Ali provided a copy of a UPS waybill dated 12/19/01 from Invitro Sciences Inc., 166 Bridlewood Dr, Welland, Ontario, Canada 030602. The description of goods states forensic fingerprint collection kits and states the country of origin as the US. The sender's name is P. Couture and the phone number is 905-714-

17540. The shipment consisted of 3 boxes weighing 129 pounds.

9.(C/NF) The shipment was accompanied by an invoice dated 12/19/01 issued by Invitro Sciences to Giftex for 5 C27-275 Deluxe LP Fingerprint Kits at \$460 each. The invoice also indicates the shipment is in 3 cartons weighing 129 pounds and states the country of origin is the US.

10.(C/NF) Comoff O'Brien also reviewed the Airport Import Bill issued by UAE customs for clearance. This document dated 12/23/01 cleared 3 cartons of fingerprint kits valued at \$2300 addressed to Giftex. The Customs Bill showed the country of origin as Canada.

11.(C/NF) Due to the sensitivity of the situation, Comoff requested copies of documents for only the one shipment transshipped through Canada, although there have obviously been numerous shipments from CRP to Giftex since 1997. Comoff suggests that CRP has been evading export license requirements with some frequency.

12.(C/NF) Comoff O'Brien also reviewed documents relative to the export of a stream light to Giftex in 2002. An email from Dick Richards to Giftex states that the shipment could be sent through (quote) our satellite office (unquote). Based on the shipper's letter of instruction, this export was exported under NLR. It is unclear whether this item would require an export license; therefore copies of these documents were not taken. Copies of all other documents will be forwarded under separate cover.

13.(C/NF) Per a telephone conversation with NYFO, Comoff O'Brien confirmed that the New York Field Office of the Office of Export Enforcement has an open investigation of criminal research products. NYFO has not however detained any shipments by CRP. This information is provided to NYFO for necessary action.

WILLIAMS